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Cellco Partnership d/b/a Verizon Wireless,
Ryan Broomes, Jorge Velez, Anthony Fiocco,
and Bruno Pavlicek

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

IN TOUCH CONCEPTS, INC., d/b/a ZCOM,

Plaintiff,

- against -

CELLCO PARTNERSHIP d/b/a VERIZON
WIRELESS, *et al.*,

Defendants.

12 Civ. 542 (PGS) (TJB)

NOTICE OF MOTION

Oral Argument Requested

TO: Michael W. Kennedy, Esq.
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PLEASE TAKE NOTICE that, on September 4, 2012, defendants Cellco Partnership d/b/a Verizon Wireless, Ryan Broomes, Jorge Valez, Anthony Fiocco and Bruno Pavlicek (collectively, the “VZW Defendants”) shall move before the Honorable Peter G. Sheridan at the United States District Court for the District of New Jersey, Clarkson S. Fisher Building and U.S. Courthouse, Courtroom 7W, Trenton, New Jersey 08608, for an order, pursuant to Fed. R. Civ. P. 12(b)(6), dismissing the First Amended Complaint of Plaintiff In Touch Concepts, Inc., d/b/a/ ZCom for failure to state a claim upon which relief can be granted.

PLEASE TAKE FURTHER NOTICE that in support of their motion, the VZW Defendants will rely upon the Brief submitted herewith.

PLEASE TAKE FURTHER NOTICE that a proposed form of Order is submitted herewith.

PLEASE TAKE FURTHER NOTICE that, pursuant to Local Civil Rule 78.1(b), the VZW Defendants request oral argument on their motion.

/s/ Philip R. Sellinger
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Dated: June 22, 2012